IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.3280 OF 2005

Ramcharitra Rambhanjan Singh Plaintiff

versus

Ramesh Lakhpatrai Agarwal &
seven others Defendants

Mr.A.P.Fanibanda for plaintiff.
Mr.N.R.Gandhi for defendant no.1.
Mr.S.C.Mahimtura & Co. for defendant no.2.
Mr.P.G.Lod for defendants 3 to 5.
Mr.Utangale for defendant no.7.
Mr.R.Y.Shivsikar for defendant no.8.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 6th March 2006

PC :

1. Consent terms signed by the plaintiff, defendant no.1, defendant no.2 and defendant no.7 as well as their advocates are taken on record and marked "X" for identification. The suit is dismissed as withdrawn as far as defendant nos.3 to 6 and 8.

2. Parties to the dispute have settled their claims and have provided that the agreements in

question are cancelled, terminated and not operative in law. Therefore, plaintiff does not desire to press for specific performance of the same. In lieu of this agreement the plaintiff has agreed to accept in full and final settlement along with defendant no.7 the sums which are set out in clause-15 of the Consent Terms. The plaintiff has also agreed to withdraw all proceedings and thus accepts that all his claims in the subject suit are compromised and settled and no longer subsisting.

3. I am satisfied that the terms which incorporate the above agreement puts an end to all the claims in the suit and the suit can be disposed of accordingly.

4. Order in terms of Consent Terms. Refund of court fee as per rules. No order as to costs.

(S.C.DHARMADHIKARI, J.)